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Applicant : Jerry W. Stewart et al.
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Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING
(37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail and in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Anne Ziegler

Anne Ziegler
(Signature of person mailing paper)

Date: Dec. 1, 2004

AMENDMENT B

Sir:

In response to the Office Action dated September 7, 2004,
please amend the above-identified application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 13 of this paper.

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Claim 19 remains in the application dependent on Claim 17 and is believed to be patentable at least for the reasons set forth above in support of the patentability of Claim 17.

Claim 37 has been amended generally along the lines of the amendments to Claim 17 but Claim 37 has been further amended to recite the provision of a third level of the multistory module with a second level being disposed between the first level and the third level, and a corridor formed only on the second level. Claim 37 further recites that separate pedestrian pathways exist between the corridor and the respective first, second and third levels to provide access for each dwelling unit on each level without passing through another dwelling unit. In at least these respects Claim 37 is also believed to distinguish over Zeckendorf et al.

Claims 38 through 40 remain in the application depending directly or indirectly from Claim 37. Claims 42 through 44 also remain in the application depending directly or indirectly from Claim 37. These dependent claims are believed to be patentable at least for the reasons set forth in support of the patentability of Claim 37, as amended herein.

Applicants have made a diligent effort to advance the prosecution of this application by canceling claims, by amending claims and by pointing out with particularity herein how the claims now presented distinguish over the prior art. Accordingly, an early Notice of Allowance of Claims 1 through 17, 19 through 40, 42 through 44 and 46 is respectfully solicited.

Respectfully submitted,

Date: 12/01/04

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